



**PATENT APPLICATION**

**RESPONSE UNDER 37 CFR §1.116  
EXPEDITED PROCEDURE  
TECHNOLOGY CENTER ART UNIT 2827**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Yasuhide OHASHI

Group Art Unit: 2827

Application No.: 09/028,456

Examiner: L. Thai

Filed: February 24, 1998

Docket No.: JAO 40656

For: SEMICONDUCTOR DEVICE AND ELECTRONIC DEVICE HAVING THE SAME

**AMENDMENT AFTER FINAL REJECTION UNDER 37 CFR §1.116**

Director of the U.S. Patent and Trademark Office  
Washington, D.C. 20231

Sir:

In reply to the June 26, 2002 Office Action, please amend the above-identified application as follows:

**IN THE CLAIMS:**

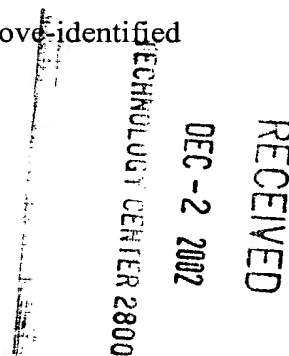
Please cancel claims 24 and 34 without prejudice or disclaimer.

**REMARKS**

Claims 25, 32, 33, 46 and 47 are pending. By this Amendment, claims 24 and 34 have been canceled.

The Applicant gratefully acknowledges that the pending claims 25, 32, 33, 46 and 47 are allowed.

Entry of the Amendment is proper under 37 C.F.R. §1.116 since the Amendment: (a) places the application in condition for allowance for the reasons discussed herein: (b) does



not raise any new issue requiring further search and/or consideration; (c) does not present any additional claims; and (d) places the application in better form for appeal should an appeal be necessary. The Amendment is necessary and was not earlier presented because it is made in response to the arguments raised in the Final Rejection. Entry of the Amendment is thus, respectfully requested.

I. The Claims Define Allowable Subject Matter

The Office Action rejects claim 24 under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 5,334,803 to Yamamura and U.S. Patent 5,097,271 to Lee et al., separately. The Office Action also rejects claim 24 under 35 U.S.C. §103(a) as being unpatentable over Yamamura in combination with U.S. Patent No. 5,252,853 to Michii. These rejections are respectfully traversed.

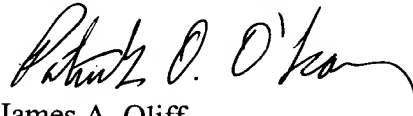
By this Amendment, claims 24 and 34 have been canceled without prejudice or disclaimer, thus, obviating the rejection of these claims. Withdrawal of the rejection of claims 24 and 34 is respectfully requested.

II. Conclusion

In view of the foregoing amendments and remarks, Applicant submits that this application is in condition for allowance. It is also submitted that this Amendment raises no new issues requiring additional search by the Examiner, as the claims rejected in the June 26, 2002 Office Action have merely been canceled in order to place the application in condition for allowance. Favorable reconsideration and prompt allowance of the pending claims are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in better condition for allowance, the Examiner is invited to contact Applicant's undersigned attorney at the telephone number listed below.

Respectfully submitted,



James A. Oliff  
Registration No. 27,075

Patrick O. O'Leary  
Registration No. 51,035

JAO/POO:kxm

Date: November 26, 2002

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

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